

## CLASSIFICATION OFFICE DECISION

**Title of publication:** 17FDC7C2F4816EA7

**Other known title(s):** Not stated

**OFLC ref:** 2000036.031

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

<b>Classification:</b>	Unrestricted.
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 06 April 2020

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 06 April 2020

### Summary of reasons for decision:

The image depicts a female child in underwear lying on her back on top of a woman. The girl's partial nudity is not shown in a manner that seems intended to be sexually arousing or which is exploitative. A viewer's predisposition to regard any image of nudity as having a sexual meaning may result in a sexual interpretation. However, given the absence of obvious sexual content or purpose, it would be unreasonable to conclude that this image is sexual in nature. The image raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The publication must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.